

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

HARRY W. PLICHTA, Individually and On  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

SUNPOWER CORPORATION, THOMAS  
H. WERNER, and DENNIS V. ARRIOLA,

Defendants.

Case No. CV 09-5473-CRB

[PROPOSED] ORDER  
CONSOLIDATING RELATED  
ACTIONS, APPOINTING THE  
INSTITUTIONAL INVESTOR FUNDS  
AS LEAD PLAINTIFF, AND  
APPROVING THEIR SELECTION OF  
LEAD COUNSEL

Date: February 26, 2010

Time: 10:00 a.m.

Courtroom: 8, 19th Floor

Judge: Charles R. Breyer

1 CHENGXIAO CAO, Individually and On  
2 Behalf of All Others Similarly Situated,

3 Plaintiff,

4 v.

5 SUNPOWER CORPORATION,  
6 PRICEWATERHOUSECOOPERS LLP,  
7 THOMAS H. WERNER, DENNIS V.  
8 ARRIOLA, EMMANUEL T.  
9 HERNANDEZ, and MARTY T. NEESE,

10 Defendants.

11 STEVEN PARRISH, Individually and On  
12 Behalf of All Others Similarly Situated,

13 Plaintiff,

14 v.

15 SUNPOWER CORPORATION, THOMAS  
16 H. WERNER, and DENNIS V. ARRIOLA,

17 Defendants.

18 Case No. CV 09-5488-BZ CRB

19 Case No. CV 09-5520-CRB

1 Before this Court is the Motion of the Arkansas Teacher Retirement System, Första-  
 2 AP Fonden and Danske Invest Management A/S (collectively before the Court as the  
 3 “Institutional Investor Funds”) for Consolidation of Related Actions, Appointment as Lead  
 4 Plaintiff and Approval of Their Selection of Lead Counsel (the “Motion”). The Court, having  
 5 considered the Motion and the accompanying Memorandum of Points and Authorities, finds  
 6 that said Motion is well taken and, accordingly, it is hereby

7 ORDERED that the Motion is GRANTED, and

8 (a) the above-captioned securities class actions are related and hereby consolidated  
 9 under Case No. CV 09-5473-CRB;

10 (b) the Institutional Investor Funds are hereby appointed as Lead Plaintiff for the  
 11 Class in the consolidated case pursuant to Section 21D(a)(3)(B) of the Securities Exchange  
 12 Act of 1934; and

13 (c) Bernstein Litowitz Berger & Grossmann LLP, Barroway Topaz Kessler  
 14 Meltzer & Check, LLP and Kaplan Fox & Kilsheimer LLP are hereby approved as Lead  
 15 Counsel for the Class.

16  
 17 SIGNED this 5th day of March, 2010

